

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

SHIGE TAKIGUCHI, et. al,
Individually and On Behalf of All
Others Similarity Situated,

Plaintiffs,

v.

MRI INTERNATIONAL, INC.,
EDWIN J. FUJINAGA, JUNZO
SUZUKI, PAUL MUSASHI
SUZUKI, LVT, INC., dba STERLING
ESCROW, and DOES 1-500,

Defendants.

Case No.: 2:13-cv-01183-HDM-VCF
ORDER GRANTING
**STIPULATION AND ORDER RE
PAYMENT OF ATTORNEYS
FEES**

1 WHEREAS Defendant Suzuki Enterprises, Inc. Profit Sharing Plan (the
2 “Plan”) and Plaintiffs are collectively referred to herein as the “Parties”;

3 WHEREAS on September 18, 2014, the Court issued a preliminary
4 injunction as to certain assets held by or for the benefit of Junzo Suzuki and Paul
5 Suzuki (Dkt. # 183);

6 WHEREAS the preliminary injunction expressly allowed disbursement of
7 certain legal fees, and this Court has allowed payment of said fees in this matter;

8 WHEREAS the Plan recently retained counsel on an hourly basis;

9 WHEREAS Plaintiffs assert that, pursuant to the preliminary injunction, the
10 Plan’s assets are frozen and cannot be disbursed, even to counsel, without approval
11 from the Court; and

12 WHEREAS the Parties have communicated a mutual desire to discuss an
13 informal resolution of this matter over the next few months and focus their efforts
14 on those discussions once the Plan gets up to speed and responds to the Complaint;
15 NOW, therefore, the Parties stipulate that:

- 16 1. Payment of the Plan’s legal fees and expenses may be made from the
17 Plan’s funds upon approval by the Court;
- 18
19 2. To obtain approval, the Plan shall submit to Plaintiffs, within the first
20 seven days of each month, redacted bills for the work performed and
21 expenses incurred during the prior month, and Plaintiffs shall
22 communicate any concerns about the bills within seven days of Plaintiffs’
23 receipt of the bills;
- 24 3. To the extent that Plaintiffs find all or a portion of a bill to be reasonable,
25 then the Parties shall execute a stipulation promptly, with appropriate
26 support, to allow the Court to issue an order, on a more expeditious basis,
27 approving any bill or portion of a bill that Plaintiffs find to be reasonable;
28 and

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4. To the extent that Plaintiffs find all or a portion of a bill to be unreasonable, then the Plan shall apply to the Court for payment of the amount that Plaintiffs deem to be unreasonable, Plaintiffs shall provide any objections to the bill within seven days, and the Plan shall file its Reply within three days of receipt of Plaintiffs' objections.

DATED this 29th day of November
2016

**MANNING & KASS ELLROD
RAMIREZ, TRESTER LLP**

By: /s/ James E. Gibbons

James E. Gibbons
(*pro hac vice*)
801 S. Figueroa Street
15th Floor
Los Angeles, CA 90017
Attorneys for Plaintiffs

DATED this 29th day of November 2016

**ENENSTEIN RIBAKOFF LAVIÑA &
PHAM**

By: /s/ Robert A. Rabbat

Robert A. Rabbat
Nevada Bar No. 12633
3960 Howard Hughes Parkway
Suite 280
Las Vegas, NV 89169
*Attorneys for Defendant
Suzuki Enterprises, Inc., Profit
Sharing Plan*

DATED this 29th day of November
2016

**LAW OFFICES OF ROBERT W.
COHEN, A.P.C.**

By: : /s/ Robert W. Cohen

Robert W. Cohen
(*pro hac vice*)
1901 Avenue of the Stars
Suite 1900
Los Angeles, CA 90067
Attorneys for Plaintiffs

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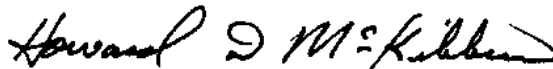
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ORDER

IT IS SO ORDERED that:

- Payment of the Plan's legal fees and expenses may be made from the Plan's funds upon approval by the Court;
- To obtain approval, the Plan shall submit to Plaintiffs, within the first seven days of each month, redacted bills for the work performed and expenses incurred during the prior month, and Plaintiffs shall communicate any concerns about the bills within seven days of Plaintiffs' receipt of the bills;
- To the extent that Plaintiffs find all or a portion of a bill to be reasonable, then the Parties shall execute a stipulation promptly, with appropriate support, to allow the Court to issue an order, on a more expeditious basis, approving any bill or portion of a bill that Plaintiffs find to be reasonable; and
- To the extent that Plaintiffs find all or a portion of a bill to be unreasonable, then the Plan shall apply to the Court for payment of the amount that Plaintiffs deem to be unreasonable, Plaintiffs shall provide any objections to the bill within seven days, and the Plan shall file its Reply within three days of receipt of Plaintiffs' objections.

DATED this 2nd day of December, 2016.



HOWARD D. MCKIBBEN
United States District Judge